



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

HD:hd

Docket No: 07031-99

5 May 2000

LTJG [REDACTED] USN

Dear Lieutenant [REDACTED]:

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 4 May 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinions furnished by the Navy Personnel Command dated 4 February 2000 with enclosures and 21 March 2000, copies of which are attached. The Board also considered your letter dated 23 April 2000.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinions. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records.

Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosures



7031-99

DEPARTMENT OF THE NAVY
BUREAU OF NAVAL PERSONNEL
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

1611
Ser 834C/329
4 Feb 00

MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS

Via: Assistant for BCNR Matters, PERS-OOZCB

Subj: LTJG [REDACTED], USN, [REDACTED]

Ref: (a) BCNR memo 5420 Pers-00ZCB of 21 Jan 00

Encl: (1) CO, USS LOUISIANA (SSBN 743) (BLUE) ltr 5801
Ser SSBN743B/021 of 4 Feb 98
(2) CHNAVPERS ltr P-834C/P-821 Ser 0459 28 May 98
(3) LTJG Mangini's ltr of 17 Jun 98
(4) CHNAVPERS ltr 1420 NPC-834C Ser 751 of 2 Nov 98
(5) CHNAVPERS ltr 1426 NPC-834C Ser 1157 of 4 Dec 98
(6) CO, USS LOUISIANA (SSBN 743) (BLUE) ltr 5800 Ser
SSBN743B/086 of 26 Mar 99
(7) CHNAVPERS ltr 1426 Ser 834C/148 of 6 Jan 00

1. Reference (a) requested an advisory opinion in response to LTJG [REDACTED] request to be permanently promoted to the rank of lieutenant.

2. Enclosure (1) reported LTJG [REDACTED] was arrested on 27 Dec 97 for speeding, driving with a suspended license, and disorderly conduct. On 28 Dec 97, SNO was arrested for speeding, driving with a suspended license, fleeing or attempting to elude police, reckless driving, failure to obey a traffic light, and driving on the wrong side of the road. LTJG [REDACTED]'s 1 Jun 98 promotion to lieutenant was delayed (enclosure (2)). LTJG [REDACTED] did not submit a statement concerning the promotion delay (enclosure (3)). His promotion delay was ratified and extended on 24 Nov 98 (enclosure (4)).

3. LTJG [REDACTED] was notified his name may be removed from the FY-98 Active Lieutenant Line Promotion List (enclosure (5)). On 1 Mar 99, the court elected to hold the charges of 27 Dec 97 as "nolle prosequi." The 28 Dec 97 charge of driving with a suspended license was also held as "nolle prosequi." LTJG [REDACTED] pled guilty to the 28 Dec 97 charges of fleeing or attempting to elude, reckless driving, driving on the wrong side of the road, and speeding. He was awarded 12 months probation and a total of \$2737.50 in fines (enclosure (6)). He again elected not to submit a statement. Commanding Officer,

Subj: LTJG [REDACTED], USN, [REDACTED]

USS LOUISIANA (SSBN 743) (BLUE) strongly recommended LTJG [REDACTED] for promotion.

4. Enclosure (7) notified LTJG [REDACTED] that his name had been removed from the FY-98 Active Lieutenant Line Promotion List. This action was taken by the Secretary of the Navy following a review of the adverse information in LTJG [REDACTED]'s record. Accordingly, LTJG [REDACTED]'s request to be permanently promoted to lieutenant should be denied.

[REDACTED]

Commander, U.S. Naval Reserve
Director, Personnel Performance &
Security Division

7031-99

AGENCY ID OH SA GA 0200200		State of Georgia PCIBASE INCIDENT REPORT		CASE NUMBER 97121805	
INCIDENT TYPE SPEEDING 76/55 DRIVING W/ SUSP D.L. DISORDERLY CONDUCT		COUNTS 1 F 7 3 0 9 1 F 7 3 0 9 1 F 4 0 0 9		INCIDENT CODE 1 F 7 3 0 9 2 F 7 3 0 9 3 F 4 0 0 9	
INCIDENT LOCATION SMRD/GULLIGANS ISLAND		LOC CODE		PREMISE TYPE 1 HIGHWAY 2 EYE STATION 3 CONVENIENCE 4 BANK 5 COMMERCIAL 6 RESIDENCE 7 OTHER PREMISE	
INCIDENT DATE 12/27/97 1642 To 12/27/97 1800		STRANGER TO STRANGER YES NO VEH VEH		WEAPON TYPE 1 GUN 2 CUTTING TOOL 3 HANDS, FIST, ETC 4 OTHER	
COMPLAINANT NOXANA BORDENKIRCHER		ADDRESS 400 OSBORNE ST, ST MARYS GA 31558		PHONE NUMBER 912-882-4488	
VICTIM NAME ** GOVERNMENT * CITY OF ST MARYS		RACE SEX AGE W M 28		RESIDENCE PHONE 912-882-4488	
ADDRESS 400 OSBORNE ST, ST MARYS GA 31558		CENSUS TRACT		EMPLOYER OR OCCUPATION	
Student <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, Name Victim's School					
NAME [REDACTED]		RACE SEX DATE OF BIRTH AGE W M 11/10/27/91 28			
ADDRESS 285 AUSTIN SPRINGS RD, JOHNSON CITY 37601		CENSUS TRACT		HEIGHT WEIGHT HAIR EYES 509 140 BRO BRO	
CHARGES SPEEDING 76/55 DRIVING W/ SUSP D.L. DISORDERLY CONDUCT		COUNTS 1 F 7 3 0 9 1 F 7 3 0 9 1 F 4 0 0 9		OFFENSE CODE 1 F 7 3 0 9 2 F 7 3 0 9 3 F 4 0 0 9	
TOTAL NUMBER ARRESTED 1		ARREST AT OR NEAR OFFENSE SCENE YES NO		DATE OF OFFENSE 12/27/97	
TAX NUMBER STATE YEAR VIN 0000 0000		YEAR MAKE MODEL STYLE COLOR 0000 0000		MOTOR SIZE CYC AUTO MAN SPD INSURED BY	
HAMES [REDACTED]		ADDRESS 400 OSBORNE ST, ST MARYS GA 31558		PHONE NUMBER 912-882-4488	
VEHICLES STOLEN 0 RECYD 0		CLOTHING STOLEN 0 RECYD 0		JEWELRY, PREC METALS STOLEN 0 RECYD 0	
CLOTHING STOLEN 0 RECYD 0		OFFICE EQUIPMENT STOLEN 0 RECYD 0		TV, RADIO, ETC STOLEN 0 RECYD 0	
PERSONALS STOLEN 0 RECYD 0		CONSUMABLE GOODS STOLEN 0 RECYD 0		LIVESTOCK STOLEN 0 RECYD 0	
OTHER STOLEN 0 RECYD 0		TOTAL STOLEN 0 RECYD 0		PROPERTY RECEIVED INFO ONLY TEST RECEIVED DATE OF THEFT 1 1 1	
CCIC ENTRY <input type="checkbox"/> WARRANT <input type="checkbox"/> MISSING PERSON <input type="checkbox"/> VEHICLE <input type="checkbox"/> ARTICLE <input type="checkbox"/> BOAT <input type="checkbox"/> GUN <input type="checkbox"/> SECURITIES		DO INVESTIGATION INDICATE THAT THIS INCIDENT WAS DRUG RELATED YES NO		IF YES, PLEASE INDICATE THE TYPE OF DRUGS USED BY OFFENDER 1. AMPHETAMINE 2. BARBITURATE 3. COCAINE 4. MARIJUANA 5. SYNTHETIC MARIJUANA 6. HEROIN 7. METHAMPHETAMINE 8. OPIUM 9. OTHER 10. UNKNOWN	
RECOMMEND DATA FOR CLEARANCE REPORT DATE OF CLEARANCE 12/27/97		CLEARED BY ARREST <input checked="" type="checkbox"/> EXCEPTIONALLY CLEARED <input type="checkbox"/> UNFOUNDED <input type="checkbox"/>		REPORT DATE 12/27/97	
NARRATIVE SPEEDING [Narrative ID - 97121805 INCO00001] Added 12/27/97 - 18:15:35 By BORDENKIRC R B WHILE ON PATROL ON ST MARYS RD, I OBSERVED A WHITE VEH TRAVELING AT WHAT APPEARED TO BE A HIGH RATE OF SPEED. THIS WAS CONFIRMED BY RADAR. THE VEH WAS TRAVELING AT 76MPH ON WET ROADWAYS AND IN A 55MPH ZONE. I		REPORTING OFFICER BORDENKIRCHER		NUMBER 127	
		APPROVING OFFICER JOHNSON WH		NUMBER 108	

7031-99

01/15/1994 05:43

9128826834

SMPD

PAGE 83

AGENCY ID

GA 0200200

ST. MARYS POLICE DEPARTMENT
INCIDENT

Narrative Supplement Page : 1

CASE NUMBER

87121805 001

INITIATED A TRAFFIC STOP ON THE VEH, A WHITE LINCOLN MARK VIII, TENNESSEE REGISTRATION 018HKS. UPON MAKING CONTACT WITH THE DRIVER, I REQUESTED DRIVERS LICENSE AND PROOF OF INSURANCE. THE DRIVER, [REDACTED], HANDED ME A TENNESSEE D.L. AND REGISTRATION FOR THE VEH. I RETURNED TO MY UNIT TO REQUEST D.L. INFORMATION AND TO WRITE THE CITATION. CDC ADVISED ME THAT THE TENNESSEE LICENSE WAS SUSPENDED. I VERIFIED THE D.L. NUMBER AND THE SUSPENSION WAS CONFIRMED. I RETURNED TO THE VEH AND ADVISED MR. [REDACTED] THAT HIS LICENSE WAS SUSPENDED AND HE TOLD ME THAT I WAS WRONG, IT WAS EXPIRED. I ADVISED HIM THAT I WAS AWARE THAT THE LICENSE WAS EXPIRED BUT, SINCE HE WAS ACTIVE DUTY MILITARY, THAT WOULD NOT MATTER. I AGAIN ADVISED HIM THAT HIS LICENSE WAS SUSPENDED AND HE BEGAN TO ARGUE WITH ME. I REQUESTED BACK-UP AND ASKED FOR HIM TO TURN HIS VEH OFF AND STEP OUT OF THE CAR. HE REFUSED, STATING THAT I WAS STILL WRONG. I AGAIN TOLD HIM TO GET OUT OF THE CAR, HE ASKED WHAT WAS GOING TO HAPPEN. I ADVISED HIM THAT HE WAS UNDER ARREST FOR DRIVING WITH A SUSPENDED LICENSE, HE WOULD BE TAKEN TO SMPD FOR PAPERWORK AND THEN TO THE COUNTY JAIL FOR PROCESSING. HIS VEH WOULD BE IMPOUNDED AND HE WOULD EVENTUALLY BE RELEASED TO THE MILITARY POLICE. HE PUT THE WINDOW UP ON HIS CAR, STEPPED OUT AND TOLD ME THAT IT WAS ILLEGAL FOR ME TO TAKE HIS CAR, IT'S HIS CAR AND HE PAYS FOR IT. I AGAIN TOLD HIM THAT THE VEH WAS GOING TO BE IMPOUNDED AND THAT THE WRECKER COMPANY WOULD REQUIRE THE KEYES. I ASKED AGAIN FOR THE KEYES. HE DROPPED THE KEYES INTO HIS POCKET AND WALKED AWAY FROM ME. I THEN PLACED MR. [REDACTED] ON THE DECK LID OF HIS CAR, FACE DOWN, AND I ASKED MY UNITS TO STEP IT UP. ONCE MR MANGINI HAD CALMED DOWN, I PLACED HANDCUFFS ON HIM AND WALKED HIM BACK TO MY UNIT, PLACING HIM INTO THE BACKSEAT. I REQUESTED A WRECKER AND UPON OFC PERKINS ARRIVAL, I ASKED IF HE WOULD STAND-BY FOR THE WRECKER. OFC LAUF ARRIVED AND ASSISTED ME WITH INVENTORYING THE VEH. WHILE THIS WAS GOING ON, [REDACTED] BELLED FROM THE BACKSEAT THAT WE COULD NOT AND WOULD NOT SEARCH HIS VEH. OFC PERKINS ADVISED HIM THAT WE WERE INVENTORYING IT FOR IMPOUND. MR MANGINI STATED THAT THAT WAS NOT LEGAL. IMPOUND/INVENTORY WAS COMPLETED AND [REDACTED] WRECKER WAS ENROUTE. I THEN LEFT THE SCENE; ENROUTE TO THE P.D.. MR [REDACTED] ASKED ME WHAT IF THE COMPUTER WAS WRONG ABOUT HIS LICENSE, I ADVISED HIM THAT I HAD REQUESTED A DRIVERS/CRIMINAL HISTORY AND THAT SHOULD EXPLAIN WHAT HAD OCCURRED WITH HIS LICENSE. ONCE AT THE P.D., OFC [REDACTED] WAS PRESENT TO ASSIST ME WITH MR [REDACTED]. I WENT TO THE FAX MACHINE AND RETRIEVED [REDACTED] PAPERWORK. I SHOWED HIM WHERE IT STATED THAT HE HAD NOT PAID/SATISFIED A CITATION AND THAT A SUSPENSION NOTICE HAD BEEN SENT. HE TOLD ME THAT WAS NOT POSSIBLE. I STATED THAT WAS WHAT I WOULD GO BY. I THEN WROTE OUT A CITATION FOR SPEEDING, DRIVING WHILE LICENSE SUSPENDED AND DISORDERLY CONDUCT/OBSTRUCTION OF AN OFFICER. [REDACTED] ASKED FOR A COPY OF HIS DRIVERS/CRIMINAL HISTORY AND I ADVISED HIM THAT I COULD NOT GIVE IT TO HIM. HE THEN STATED THAT IT WAS NOT LEGAL FOR ME TO ARREST HIM BASED ON WHAT THAT PIECE OF PAPER SAID AND NOT GIVE HIM A COPY OF [REDACTED]. [REDACTED] SIGNED THE SPEEDING CITATION, BUT, REFUSED TO SIGN THE SUSPENDED AND DISORDERLY CITATIONS. HE WAS THEN TRANSPORTED TO CCSO BY OFC LEWIS.

State of Georgia
PCIBASE INCIDENT REPORT

AGENCY NO ORI
SA GA 0200200 CASE NUMBER 97121850

INCIDENT TYPE
DRIVING WHILE D.L. SUSPENDED
SPEEDING
FLEEING OR ATTEMPTING TO ELUDE

INCIDENT LOCATION
I-95/SMRD, ST MARYS

LOG CODE
0 0 0 5

WEAPON TYPE
1 GUN
2 CUTTING TOOL
3 HANDS/FIST, ETC
4 OTHER

COMPLAINANT
ROXANA BORDENKIRCHER

ADDRESS
400 OSBORNE ST, ST MARYS GA 31558

PHONE NUMBER
912-882-4488

VICTIMS NAME
** GOVERNMENT * CITY OF ST MARYS

RACE SEX AGE
RESIDENCE PHONE
912-882-4488

BUSINESS PHONE
912-882-4488

ADDRESS
400 OSBORNE ST, ST MARYS GA 31558

CENSUS TRACT
EMPLOYER OR OCCUPATION

Student ☐ Yes ☒ No If Yes, Name Victim's School

NAME
[REDACTED]

RACE SEX DATE OF BIRTH AGE
W M 11/02/71 26

WANTED
☐

ADDRESS
285 AUSTIN SPRINGS RD, JOHNSON CITY 37801

CENSUS TRACT HEIGHT WEIGHT HAIR EYES
509 140 BRO BRO

CHARGES
DRIVING WHILE D.L. SUSPENDED
SPEEDING
FLEEING OR ATTEMPTING TO ELUDE

COUNTS OFFENSE CODE
1 F 7 3 9 9
1 F 7 3 9 9
2 F 7 3 9 9

OFFENSE ARREST JURY
1 5 1 CITY
1 5 2 COUNTY
1 5 3 STATE
1 5 4 OUT OF STATE
1 5 5 UNKNOWN

TOTAL NUMBER ARRESTED
1

ARREST AT OR NEAR OFFENSE SCENE
NO ☒ YES ☐

DATE OF OFFENSE
12/28/97

TAG NUMBER STATE YEAR VIN
0000

YEAR MAKE MODEL STYLE COLOR
0000

MOTOR SIZE (CCI) AUTO MAN SPD INSURED BY
1 TRANS ☐ ☐ ☐

NAMES
STEVEN [REDACTED]

ADDRESS
[REDACTED]

PHONE NUMBER
[REDACTED]

PROPERTY

VEHICLES		CURRENCY, NOTES, ETC		JEWELRY, PREC METALS		FURS	
STOLEN	0	0	0	0	0	0	0
RECOVD	0	0	0	0	0	0	0
CLOTHING		OFFICE EQUIPMENT		TV, RADIO, ETC		HOUSEHOLD GOODS	
STOLEN	0	0	0	0	0	0	0
RECOVD	0	0	0	0	0	0	0
FIREARMS		CONSUMABLE GOODS		LIVESTOCK		OTHER	
STOLEN	0	0	0	0	0	0	0
RECOVD	0	0	0	0	0	0	0
TOTAL		TOTAL		TOTAL		TOTAL	
0	0	0	0	0	0	0	0

ADM

GCIC ENTRY ☐ WARRANT ☐ MISSING PERSON ☐ VEHICLE ☐ ARTICLE ☐ BOAT ☐ GUN ☐ SECURITIES ☐

DRUG

DID INVESTIGATION INDICATE THAT THIS INCIDENT WAS DRUG RELATED
YES, PLEASE INDICATE THE TYPE OF DRUGS USED BY OFFENDER

☐ 1. AMPHETAMINE ☐ 2. BARBITURATE ☐ 3. COCAINE ☐ 4. MALLUCINOMIN ☐ 5. HEROIN
☐ 6. MARIJUANA ☐ 7. METHAMPHETAMINE ☐ 8. OPIMUM ☐ 9. SYNTHETIC NARCOTIC ☐ 10. UNKNOWN

CLEAR

REQUIRED DATA FIELDS FOR CLEARANCE REPORT
DATE OF CLEARANCE 12/28/97

☒ CLEARED BY ARREST ☐ EXCEPTIIONALLY CLEARED ☐ UNFOUNDED

ADULT ☐ JUVENILE ☐

NARRATIVE

FLEEING/ELIMINATING POLICE [Narrative ID - 97121850]
Added 12/28/97 : 20:09:56 By BORDENKIRC R B

CHARGE #5 - RECKLESS DRIVING
CHARGE #6 - FAILURE TO OBEY TRAFFIC LIGHT
CHARGE #7 - DRIVING ON THE WRONG SIDE OF THE ROAD

REPORT DATE
12/28/97

INC000001

7031-99

AGENCY ID
GA 0200200

ST. MARYS POLICE DEPARTMENT
INCIDENT
Narrative Supplement Page : 1

CASE NUMBER
97121850 001

WHILE ON PATROL ON GA HWY 40, I WAS ADVISED BY OFC PERKINS THAT THE SUBJECT I HAD ARRESTED ON 122797 FOR DRIVING WHILE SUSPENDED WAS TRAVELING BEHIND ME IN TRAFFIC. I SLOWED, TRYING TO GET A VISUAL ON THE VEH. THE VEHICLE PASSED ME AT THE ST MARYS ROAD OVERPASS AND ENTERED ONTO ST MARYS ROAD. IT WAS, AT THAT TIME, THAT I COULD SEE THAT THE DRIVER WAS, IN FACT, JOHN MARTIN. HE WAS AGAIN DRIVING HIS WHITE 1994 LINCOLN MARK VIII, TENNESSEE REGISTRATION 018HKS. I ALSO ENTERED ONTO ST MARYS ROAD AND WAS PACING THE VEH AT 68MPH (VERIFIED BY RADAR AND SPEEDOMETER).

I INITIATED A TRAFFIC STOP ON THE VEH. AS SOON AS MY BLUE LIGHTS WERE ON, THE LINCOLN PICKED UP SPEED. THE VEHICLE RAPIDLY PULLED AWAY FROM ME AND AS I ADVISED CDC THAT I WAS IN A 10-80, I TURNED ON MY SIREN. I OBSERVED THE VEHICLE GO THROUGH THE CONSTRUCTION ZONE ON ST MARYS ROAD AT A VERY HIGH RATE OF SPEED, IT THEN WENT THROUGH THE RED TRAFFIC LIGHT. TRAFFIC ON TOP OF THE ST MARYS ROAD/I-95 OVERPASS SLOWED THE VEHICLE SO I COULD CATCH UP TO HIM. THE VEHICLE THEN WENT HEAD-ON INTO TRAFFIC AND TURNED ONTO THE SOUTHBOUND I-95 ENTRANCE RAMP. MANGINI THEN WENT OFF THE ROAD, ALMOST LOSING CONTROL OF THE VEH AND NEARLY STRIKING SEVERAL OTHER CARS. HE REGAINED CONTROL AND ENTERED THE FLOW OF TRAFFIC ON I-95. HE WAS STILL DRIVING AT A HIGH RATE OF SPEED. THE TRAFFIC ON THE ST MARYS RIVER BRIDGE WAS STOPPED AND MANGINI MADE A U-TURN THROUGH THE CONSTRUCTION/ROADWORK AREA. HE WAS NOW GOING NORTHBOUND. I FOLLOWED SAFELY, AND OBSERVED HIM EXIT AT ST MARYS ROAD. I THEN TERMINATED THE CHASE, ADVISING CDC OF HIS DIRECTION OF TRAVEL AND ADVISING THAT IF APPREHENDED, THERE WOULD BE WARRANTS ISSUED FOR HIM.

I WAS ADVISED BY CDC THAT CASO UNIT 1134 WAS IN PURSUIT OF THE VEH ON GA HWY 40. AT 1628, I WAS ADVISED BY CDC THAT THE VEH WAS STOPPED AT THE FLASHFOODS STORE IN FOLKSTON, CHARLTON CO. CASO 1134 HAD [REDACTED] IN CUSTODY.

A 48HR WARRANT HOLD WAS FAXED TO THE SHERIFFS OFFICE AND THE WARRANTS WERE COMPLETED BY ME.



703199

DEPARTMENT OF THE NAVY
BUREAU OF NAVAL PERSONNEL
WASHINGTON, D.C. 20370-5000

IN REPLY REFER TO

1426
P-834C/P-821
Ser 0459
28 May 98

From: Chief of Naval Personnel
To: LTJG [REDACTED] USN, [REDACTED]
Via: Commanding Officer, USS LOUISIANA (SSBN 743) (BLUE)

Subj: DELAY OF YOUR PERMANENT PROMOTION TO LIEUTENANT

Ref: (a) CO USS LOUISIANA (SSBN 743) (BLUE) ltr 5801
Ser SSBN743B/021 of 4 Feb 98
(b) SECNAVINST 1420.1A

1. Reference (a) reported you were arrested on 27 and 28 Dec 97 for speeding, driving with a suspended license, disorderly conduct, and fleeing or attempting to elude. Per reference (b), you may not be qualified for permanent promotion.

2. Accordingly, you are hereby notified the Chief of Naval Personnel has approved the delay of your permanent promotion to lieutenant until all related administrative and/or disciplinary action is completed.

3. You are hereby afforded the opportunity to submit a statement concerning this action prior to ratification by the Secretary of the Navy. Please forward your statement, or written declination to make a statement, via your chain of command, to the Chief of Naval Personnel (PERS 834/82) within fifteen days of receipt of this letter.

[REDACTED]
By direction

17 JUN 98
DATE

From: LTJG [REDACTED], USN, [REDACTED]
To: Chief of Naval Personnel (PERS 834/82).
Via: Commanding Officer, USS LOUISIANA (SSBN 743) (BLUE)

Subj: INTENT TO SUBMIT A STATEMENT

Ref: (a) CHNAVPERS ltr 1426 P-834C/P-821 Ser 0459 of 28 May 98

1. I have received notification of my promotion delay,
reference (a), and:

a. ~~X~~ I do not intend to submit a statement regarding this
action.

b. ___ I intend to submit a statement regarding this action
within fifteen days of receipt of reference (a).

[REDACTED]

ENCLOSURE (1)



DEPARTMENT OF THE NAVY

NAVY PERSONNEL COMMAND

5720 INTEGRITY DRIVE

MILLINGTON TN 38055-0000

7031-99

1420

NPC-834C

Ser 751

02 Nov 1998

From: Chief of Naval Personnel

To: Secretary of the Navy

Subj: RATIFICATION AND EXTENSION OF THE DELAY OF PERMANENT
PROMOTION TO LIEUTENANT ICO LTJG [REDACTED], USN,
[REDACTED]

Ref: (a) SECNAVINST 1420.1A

Encl: (1) CO, USS LOUISIANA (SSBN 743) ltr 5801 Ser SSBN743B/021
of 4 Feb 98

(2) CHNAVPERS ltr 1426 P-834C/P-821 Ser 0459 of 28 May 98

(3) [REDACTED] ltr of 17 Jun 98

1. Enclosure (1) reported [REDACTED] was arrested on 27 December 1997 for speeding, driving with a suspended license, and disorderly conduct. On 28 December 1997, [REDACTED] was arrested for speeding, driving with a suspended license, fleeing or attempting to elude police, reckless driving, failure to obey a traffic light, and driving on the wrong side of the road. LTJG [REDACTED] estimated court date is January 1999.

2. The Chief of Naval Personnel delayed [REDACTED] 1 June 1998 permanent promotion to Lieutenant (enclosure (2)). He did not submit a statement concerning his promotion delay (enclosure (3)).

3. Request you ratify and extend the delay of LTJG [REDACTED] permanent promotion to Lieutenant per reference (a) until all related administrative actions are completed.

[REDACTED]
Rear Admiral, U.S. Navy
Commander, Navy Personnel Command

Approved/Disapproved NOV 24 1998

[REDACTED]
Assistant Secretary of the Navy
(Manpower and Reserve Affairs)



7031-99

DEPARTMENT OF THE NAVY
BUREAU OF NAVAL PERSONNEL
WASHINGTON, D.C. 20370-5000

IN REPLY REFER TO

1426
NPC-834C
Ser 1157
4 Dec 98

From: Chief of Naval Personnel [REDACTED]
To: LTJG [REDACTED], USN [REDACTED]
Via: Commanding Officer, USS LOUISIANA (SSBN 743) (BLUE)

Subj: NOTICE OF POSSIBLE REMOVAL FROM PROMOTION LIST

Ref: (a) CO, USS LOUISIANA (SSBN-743) (BLUE) ltr 5801
Ser SSBN743B/021 of 4 Feb 98
(b) CHNAVPERS ltr 1426 P-834C/P-821 Ser 0459 of 28 May 98
(c) SECNAVINST 1420.1A

1. Reference (a) reported you were arrested on 27 and 28 Dec 97 for speeding, driving with a suspended license, disorderly conduct, and fleeing or attempting to elude. Reference (b) delayed your 1 Jun 98 permanent promotion to Lieutenant until all related administrative action is completed.
2. Under the provisions of reference (c), you are hereby notified the Secretary of the Navy may remove your name from the FY 98 Active Lieutenant Line Promotion List.
3. Accordingly, you are afforded the opportunity to submit a statement concerning this matter prior to any action taken by the Secretary of the Navy. Forward your statement, or written declination to make a statement, via your chain of command to the Chief of Naval Personnel (NPC-834C) within ten days of receipt of this letter.
4. NPC [REDACTED] COMM [REDACTED]
FAX: [REDACTED] COMM (981) [REDACTED]

[REDACTED]
By (direction

7031-99



DEPARTMENT OF THE NAVY

COMMANDING OFFICER
USS LOUISIANA (SSBN 743)
1050 USS GEORGIA AVE
KINGS BAY, GA 31547

5800

Ser SSBN743B/086
26 MAR 1999

From: Commanding Officer, USS LOUISIANA (SSBN 743) (BLUE)
To: Commander, Naval Personnel Command (NPC 834C)

Subj: CIVIL ACTION REPORT (FINAL REPORT) ICO LT [REDACTED]

Ref: (a) MILPERSMAN 1611-010
(b) USS LOUISIANA (SSBN 743) (BLUE) ltr 5801 Ser
SSBN743B/021 of 4 Feb 1998

Encl: (1) Court Document No. 98CR195
(2) Court Document No. 98CR296
(3) Summary of Court Imposed Sentencing
(4) Statement of Acknowledgment

1. Per references (a) and (b), the following information is provided:

a. LTJG [REDACTED] was arrested on 27 and 28 December 1997 for speeding, driving with a suspended license, reckless driving, driving on wrong side of road, and fleeing or attempting to elude police. The offenses of 27 and 28 December 1997 were adjudicated as follows:

b. The court elected to dismiss the charges of 27 December as "Nolle Prosequi" (enclosure (1)). LTJG [REDACTED] pled guilty to the counts on 28 December 1997 of speeding, reckless driving, driving on the wrong side of the road and fleeing or attempting to elude. The court adjudicated these charges with fines and 12 months suspended probation as described in enclosure (3).

2. No further action will be taken against LTJG [REDACTED] as a result of the findings of the court. As stated in reference (b), LTJG [REDACTED] performance has been outstanding. He continues to demonstrate the professional knowledge, judgment, and abilities of an excellent Naval Officer.

3. I strongly endorse his promotion to the permanent grade of Lieutenant effective upon the original date of selection with full entitlement to all past pay due.

1999 MAR 30 P 9 24

REC'D IN PERS - 82

Copy to:
COMSUBRON 16

OPTIONAL FORM 99 (7-90)

FAX TRANSMITTAL

of pages ▶ 6

To: LT PETER

Dept./Agency

From: USS LOUISIANA
Phone # DEN 573-2197
912 673-2197

7031-99

WITNESSES FOR THE STATE:

Boxam, Bortekircher - St. Mary's Police Dept.
GEORGIA, CAMDEN COUNTY 121882-4345

Upon motion of the District Attorney,
the within case is hereby nolle prosequi.

1531 District Attorney

Read considered and so ordered this

15 day of March 1999

Judge, Superior Court
Brunswick Judicial Circuit
Senior Judge
GEORGIA, CAMDEN COUNTY

The Defendant, _____
desiring to plead NOT guilty to the
within charge, hereby waives indictment
by a Grand Jury and consents and agrees
that said case proceed on accusation of
the District Attorney of Superior
Court, Brunswick Judicial Circuit of
Georgia; waives copy of accusation,
list of witnesses, formal arraignment,
trial by jury and pleads NOT
guilty.

This the 5 day of
March, 1998

(Attorney for Defendant)

NO. 98CL295
IN THE SUPERIOR COURT
OF CAMDEN COUNTY, GEORGIA.
APRIL TERM, 1998

THE STATE OF GEORGIA
vs.

Accusation for:
Ct 1) DRIVING WITH SUSPENDED
LICENSE

SPENDING
OBSTRUCTION OF LAW A
ENFORCEMENT OFFICER

Filed in office of _____
2/4/99

Clark, Superior Court,
Assistant District Attorney,
BRUNSWICK JUDICIAL CIRCUIT

GEORGIA, CAMDEN COUNTY

The Defendant, _____
desiring to plead _____ guilty to
the within charge, hereby waives
indictment by a Grand Jury and consents
and agrees that said case proceed on
accusation of the District Attorney of
Superior Court, Brunswick Judicial
Circuit of Georgia; waives copy of
accusation, list of witnesses, formal
arraignment, trial by jury, and pleads
_____ guilty.

This the _____ day of _____, 19____

(Assistant District Attorney)

(Defendant)

(Attorney for Defendant)

VERDICT

We the Jury find the Defendant

This _____ day of _____, 19____

Foreperson

703199

WITNESSES FOR THE STATE:

ROBERT JORDANKIRCHER - St. Marye Police Dept.
(912) 882-4345

DAVID SEWARD - Camden Co. Sheriff's Office
(912) 576-3611

STEPHEN D. PERKINS

GEORGIA, CAMDEN COUNTY

The Defendant, [REDACTED]
desiring to plead NOT guilty to the
within charge, hereby waives and agrees
by agreement and consent to and agrees
that said case proceed on accusation of
the District Attorney of Superior
Court, Brunswick Judicial Circuit of
Georgia; waives copy of accusation,
list of witnesses, for trial arraignment,
trial by jury, and pleads NOT
guilty.

This the 5 day of

October, 1998.

(Assistant District Attorney)

(Attorney for Defendant)

NO.

98CE2916

IN THE SUPERIOR COURT
OF CAMDEN COUNTY, GEORGIA.
APRIL TERM, 1998

THE STATE OF GEORGIA

[REDACTED] vs. [REDACTED]

Accusation for:

Cc 1) FLEEING OR ATTEMPTING TO
ELUDE

Cc 2) RECKLESS DRIVING

Cc 3) DRIVING WITH SUSPENDED
LICENSE

Cc 4) DRIVING ON THE WRONG SIDE
OF THE ROAD

Cc 5) SPEEDING

Filed in office, this the

8th day of October, 1998.

[Signature]
Clerk, Superior Court,
Camden County Georgia.

[Signature]
Assistant District Attorney,
BRUNSWICK JUDICIAL CIRCUIT

GEORGIA, CAMDEN COUNTY

The Defendant, [REDACTED] guilty
desiring to plead [REDACTED] guilty
the within charge, hereby waives
indictment by a Grand Jury and consents
and agrees that said case proceed
accusation of the District Attorney
Superior Court, Brunswick Judicial
Circuit of Georgia; waives copy
accusation, list of witnesses, for
arraignment, trial by jury, and pleads
guilty.

This the _____ day of _____, 19__

(Assistant District Attorney)

(Defendant)

(Attorney for Defendant)

VERDICT

We the Jury find the Defendant

This _____ day of _____, 19__

Foreman

7031-99

COUNT FOUR

AND I, [REDACTED] as District Attorney of the [REDACTED] Judicial Circuit, the Circuit in which said County is located, and being the prosecuting officer of Superior Court of said County, in the name and behalf of the citizens of Georgia, charge and accuse [REDACTED] with the offense of DRIVING ON THE WRONG SIDE OF THE ROAD, for that the said accused on or about the 28TH DAY OF DECEMBER, 1997, in the County aforesaid, did UNLAWFULLY DRIVE A MOTOR VEHICLE UPON A TWO LANE ROAD IN THE LEFT HAND LANE, all of said act being contrary to the laws of said State, the good order, peace and dignity thereof.

COUNT FIVE

AND I, [REDACTED] as District Attorney of the Brunswick Judicial Circuit, the Circuit in which said County is located, and being the prosecuting officer of Superior Court of said County, in the name and behalf of the citizens of Georgia, charge and accuse [REDACTED] with the offense of SPEEDING, for that the said accused on or about the 28TH DAY OF DECEMBER, 1997, in the County aforesaid, did UNLAWFULLY OPERATE A MOTOR VEHICLE ON A PUBLIC STREET OR HIGHWAY AT A SPEED IN EXCESS OF THE POSTED SPEED LIMIT, TO WIT: ~~THE ACCUSED DROVE HIS VEHICLE AT A SPEED OF AT LEAST 100 MILES PER HOUR IN A 75 MILES PER HOUR SPEED ZONE~~, all of said act being contrary to the laws of said State, the good order, peace and dignity thereof.

This the 8th day of September, 1998.

CAMDEN SUPERIOR COURT

[REDACTED]
Assistant District Attorney
Brunswick Judicial Circuit

THE DEFENDANT

HEREBY CHANGES HIS PLEA
FROM NOT GUILTY TO GUILTY, as to Count

ASST. DISTRICT ATTORNEY

DEFENSE ATTORNEY

March 01, 1999

GEORGIA, CAMDEN COUNTY

Upon motion of the District Attorney,
the within case is hereby nolle prosequi, as to
Count 3

ASST. District Attorney

Read, considered and so ordered this
1st day of March, 1999

ROBERT L. SCOGGIN

Senior Judge Judge, Superior Court
Brunswick Judicial Circuit
SUPERIOR COURTS

7031-99

DATE: 3-01-99 JUDGE: [REDACTED] COURT REPORTER: [REDACTED]
 DEFENDANT: [REDACTED] DOCKET # 98R0296 DEFENSE ATTY: Carithe
 VERDICT JURY (NON JURY)

COUNT	OFFENSE	SENTENCE	FINE	FEES	REST	PLEA
CT-1	Altering letters to Elude	12 mo. prob.	1000.	2000		G/P
CT-2	Reckless Driving	12 mo. prob.	750.	1400		G/P
CT-3	Swap License	No Prob.				
CT-4	Drill. Whomside / Bling	12 mo. prob	250	1600		G/P
CT-5	Spreading	12 mo. prob.	250	1600		G/P

SPECIAL CONDITIONS: 12 mo. prob. suspended upon payment of fines + fees within 30 days.

DIVERSION CENTER: _____
 PROB. DET. CENTER: _____
 COMMUNITY SVC: _____
 COURT TYPE: MISD. / FELONY / DRUG
 ASST. DISTRICT ATTY: [REDACTED]

7031-99

23 Mar 99

From: LTJG [REDACTED], USN, [REDACTED]
To: Commander, Naval Personnel Command (NPC 834C)
Via: Commanding Officer, USS LOUISIANA (SSBN 743) (BLUE)

Subj: STATEMENT OF ACKNOWLEDGMENT

1. I have received notification of the Civilian Action Report, and acknowledge that I may make a statement concerning this action within five(5) days of this acknowledgment. I do not intend to submit a statement regarding this action.

[REDACTED]

Encl (4)



DEPARTMENT OF THE NAVY

BUREAU OF NAVAL PERSONNEL
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

1426
Ser 834C/148
6 Jan 00

From: Chief of Naval Personnel
To: [REDACTED] USN, [REDACTED]
Via: Commanding Officer, USS LOUISIANA (SSBN 743) (BLUE)
Subj: REMOVAL OF YOUR NAME FROM THE FY-98 ACTIVE LIEUTENANT LINE
PROMOTION LIST

Ref: (a) SECNAVINST 1420.1A

Encl: (1) CHNAVPERS ltr 1421 Ser 834C/586 of 18 Oct 99

1. You are hereby officially notified that the Secretary of the Navy has removed your name from the FY-98 Active Lieutenant Line Promotion List per reference (a). Enclosure (1) pertains.

2. A copy of this letter and enclosure (1) will be filed in your official record. Accordingly, you are afforded the opportunity to comment on this information prior to its entry into your official record. If you desire to comment on this action, please forward your statement within fifteen days of receipt of this letter.

3. PERS-834C POC [REDACTED] COMM [REDACTED]
[REDACTED] DSN 992-2625 [REDACTED] 901 [REDACTED] 23257

[REDACTED]
By direction

John Moore
1-12-00



DEPARTMENT OF THE NAVY
CHIEF OF NAVAL PERSONNEL
WASHINGTON, D.C. 20370-5000

7031-99

IN REPLY REFER TO

1421
Ser 834C/586

OCT 18 1999

From: Chief of Naval Personnel
To: Secretary of the Navy

Subj: REMOVAL OF PERMANENT PROMOTION TO LIEUTENANT ICO
LT [REDACTED] USN [REDACTED]

Ref: (a) SECNAVINST 1420.1A

1. LTJG [REDACTED] is arrested on 27 December 1997 for speeding, driving with a suspended license, and disorderly conduct. On 28 December 1997, he was arrested for speeding, driving with a suspended license, fleeing or attempting to elude police, reckless driving, failure to obey a traffic light, and driving on the wrong side of the road. His 1 June 1998 permanent promotion to lieutenant was delayed. [REDACTED] promotion delay was ratified and extended on 24 November 1998.

2. LTJG [REDACTED] is notified that his name may be removed from the FY-98 Active Lieutenant Line Promotion List. On 1 March 1999, the court elected to hold the charges of 27 December 1997 as "nolle prosequi." The 28 December 1997 charge of driving with a suspended license was also held as "nolle prosequi." LTJG [REDACTED] guilty to the counts on 28 December 1997 of fleeing or attempting to elude, reckless driving, driving on the wrong side of the road, and speeding. He was awarded 12 months probation and a total of \$2,737.50 in fines. He again elected not to submit a statement. Commanding Officer, USS LOUISIANA (SSBN 743) (BLUE) strongly recommended LTJG [REDACTED] for promotion.

3. Per reference (a), LTJG [REDACTED] is not qualified for promotion to the grade of lieutenant. Request you remove his name from the FY-98 Active Lieutenant Line Promotion List.

[REDACTED]
Vice Admiral, U.S. Navy

SECNAV DECISION: [REDACTED]

Approved: [REDACTED] 21 December 1999

Disapproved: _____

Other: _____



7031-99

DEPARTMENT OF THE NAVY
BUREAU OF NAVAL PERSONNEL
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

5420
PERS-85
21 Mar 00

MEMORANDUM FOR BCNR COORDINATOR

Subj: LTJG [REDACTED] USN [REDACTED]

Encl: (1) BCNR File

Ref: (a) NPC 1611 Ser 834C/329 ltr of 4 Feb 00

1. Enclosure (1) is returned, recommending disapproval of LTJG Mangini's request.

2. Concur with findings of reference (a).

3. Recommend disapproval of his request.

[REDACTED]
[REDACTED]
[REDACTED]
BCNR Liaison, Officer Promotions and
Enlisted Advancements Division